

INFORMATION SHEET
DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS
RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK
COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: San Francisco

FILE NUMBER: 288620N

REGULATORY PROJECT MANAGER: Peter Straub **Date:** July 9, 2004

PROJECT REVIEW/DETERMINATION COMPLETED: In the office N (Y/N) **Date:** _____

At the project site Y (Y/N) **Date:** June 14, 2004

PROJECT LOCATION INFORMATION:

State: California

County: Sonoma

Center coordinates of site by latitude & longitudinal coordinates: 38-42-11.0983 122-51-39.0083

Approximate size of site/property (including uplands & in acres): 18 acres

Name of waterway or watershed: Russian River

SITE CONDITIONS:

Type of aquatic resource ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear feet	Unknown
Lake									
River									
Stream	0.13							560	
Dry Wash									
Mudflat									
Sandflat									
Wetlands	0.29								
Slough									
Prairie pothole									
Wet meadow									
Playa lake									
Vernal pool									
Natural pond									
Other water (identify type)									

¹Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size of non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ¹ :	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able To Make Determination
Is or would be used as habitat for birds protected by Migratory Bird Treaties?				X	
Is or would be used as habitat by other migratory birds that cross state lines?				X	
Is or would be used as habitat for endangered species?		X			
Is used to irrigate crops sold in interstate commerce?		X			

¹Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary __ Or Approved X

OPTIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., discussion may include information reviewed to assess potential navigation or interstate commerce connections - 1 to 3 paragraphs): All of the isolated wetland features are adjacent (contiguous or neighboring) to the isolated drainage swales. The isolated drainage swales terminate as sheetflow over vineyard property, approximately 2.100 feet eastward of the Russian River. The isolated drainage swales cannot support any form of navigation due to their small widths and depths, and ephemeral flows.